

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

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Illinois Commerce Commission  
RAIL SAFETY SECTION

Docket No. T02-0054

**THE KANSAS CITY SOUTHERN RAILWAY COMPANY'S PETITION FOR  
SUPPLEMENTAL ORDER REQUESTING AN EXTENSION OF TIME TO  
COMPLETE PROJECT**

COMES NOW The Kansas City Southern Railway Company (“KCS”), by and through its undersigned attorneys, and for its Petition for Supplemental Order Requesting an Extension of Time to Complete Project states as follows:

1. On July 24, 2002, the staff of the Illinois Commerce Commission (“ICC”) entered an Order providing for safety improvements at KCS’ crossings with the public highways known as North Ingham Lane/TR185 State Coach Road (North)/TR154 located near Jerseyville, Piasa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT

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294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG. *See* Ex. 1.

2. Prior to entry of the ICC's July 24, 2002 Order, the ICC, Jersey County ("County"), Jersey Township, Piasa Township, and the Illinois Department of Transportation ("IDOT") executed Stipulation Agreement No. 988 outlining the safety improvements to be completed at the above-mentioned crossings. Section 2 of this Stipulated Agreement sets forth the work to be performed at these crossings. *See* Ex. 2.

3. The ICC's Order dated July 24, 2002 required KCS, Jersey Township, Jersey County and Piasa Township to complete the work on the subject project within one year from the date of the ICC's Order. *See* Ex. 1.

4. The County and Jersey Township must raze the roadway and the approaches at the Sunderland Road crossing listed in Section 2 of the Stipulated Agreement before KCS can safely and efficiently begin to install surfaces, and automatic flashing light signals and gates at the subject crossing. Specifically, it is KCS' opinion that it would be more efficient to allow the County and Jersey Township to raze the roadway and approaches before KCS installs the required gates, as razing the roadway will affect the crown of the road, and therefore, affect where the gates are located. Moreover, for safety concerns, the County and Jersey Township's work should not be done simultaneously with KCS' work.

5. KCS is uncertain when the County and Jersey Township will begin their work at the subject crossing, and KCS cannot control when this work will be completed by the County and Jersey Township. Therefore, KCS request a 60 day extension of time, up to and including September 22, 2003, to complete KCS' work at the subject crossing. KCS also reserves the right to request and obtain an additional amount of time to complete the project if the County and

Jersey Township do not complete their portion of the project in adequate time to allow KCS a reasonable amount of time to complete its portion of the project before September 22, 2003.

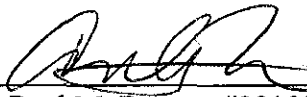
6. KCS also requests until September 22, 2003 in which to complete work at the Stage Coach Road (South), and Stage Coach Road (North) crossings. KCS completed installation of the required crossing surface late in the year 2000. KCS, however, will soon be removing the asphalt from the middle of the crossing surfaces that it previously installed. This work will include, but not be limited to, lifting the tracks at this crossing, removing the timber out of the timber and asphalt road, and installing and tamping new ballast under the ties at this crossing. This work will be completed to maintain the structural integrity of the tracks at this crossing.

7. KCS hereby requests a hearing on this matter if any interested party or the ICC is in opposition to KCS' Petition filed herein. KCS also requests that this hearing be set for a date and time prior to the project completion deadline of July 24, 2003.

WHEREFORE, for the foregoing reasons, The Kansas City Southern Railway Company hereby requests the Illinois Commerce Commission to enter its Order granting KCS' Petition for Supplemental Order to Complete Project, granting KCS until September 22, 2003 in which to complete its work at the Sunderland Road, and Stage Coach Road (south) and (north) crossings, and allowing KCS to request and obtain additional time to complete its work at the Sunderland Road crossing if the County and Jersey Township do not complete their work at this crossing in adequate time to allow KCS a reasonable amount of time to complete its work at the subject crossing. KCS also requests the ICC to set a hearing on this matter if any interested party or the ICC is in opposition to KCS' Petition filed herein, with the hearing to be held prior to the project

completion deadline of July 24, 2003. KCS also requests the ICC to grant it any other relief it deems just.

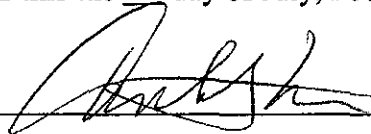
Respectfully submitted,

By   
Paul M. Brown, #28109  
Anthony L. Franks, #50217  
One US Bank Plaza  
St. Louis, Missouri 63101  
(314) 552-6000 telephone  
(314) 552-7000 facsimile

OF COUNSEL:  
THOMPSON COBURN LLP

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing instrument was mailed via regular mail, postage prepaid to Larry Davis, Township Supervisor, Jersey Township, 1202 Locke Street, Jerseyville, IL 62052; Jack Downs, Highway Commissioner and Allen McAfee, Piasa Township Clerk, Piasa Township, RR #2, Box 190A, Brighton, IL 62012; James Easterly, Director, Division of Highways, Illinois Department of Transportation, 2300 S. Dirksen Parkway, Springfield, IL 62764; Jimmie L. Hill, Jersey County Highway Engineer, 201 W. Pearl Street, Jerseyville, IL 62032; Marcella Kuehnel, Township Clerk, Jersey Township, 202 Sheridan Street, Jerseyville, IL 62052; Leon Schetter, Township Supervisor, Piasa Township, P.O. Box 656, Brighton, IL 62012 and John T. Woolsey, Highway Commissioner, Jersey Township, 210 E. Prairie, Jerseyville, IL 62052 this the 21<sup>st</sup> day of July, 2003.



## STATE OF ILLINOIS

## ILLINOIS COMMERCE COMMISSION

Kansas City Southern Railway Company, Jersey Township, Piassa Township, and the State of Illinois, Department of Transportation.

Stipulated Agreement regarding improving public safety at the crossings of the Company's tracks with public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piassa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

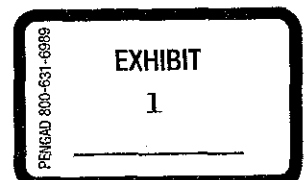
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ORDER

## By the Commission:

On March 19, March 21, March 28, March 29, April 29, and May 6, 2002, the Staff of the Illinois Commerce Commission ("COMMISSION"), Jersey County ("COUNTY"), Jersey Township, Piassa Township, the Illinois Department of Transportation ("DEPARTMENT"), and the Kansas City Southern Railway Company ("COMPANY") respectively, executed the Stipulated Agreement No. 988 according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law. The Stipulated Agreement, which is appended hereto, provides for safety improvements at the crossing of the Company's track with a public highway known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piassa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively. The Stipulated Agreement contains an estimate of cost to accomplish the improvements and a division of cost among the parties.

The Commission, having given due consideration to the Stipulated Agreement, finds that:



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- (1) The Commission has jurisdiction over the parties and the subject matter of this proceeding;
- (2) The physical characteristics of the subject highway - railroad grade crossing, rail and highway volumes and speeds are indicated on Exhibit A of the Stipulated Agreement appended hereto;
- (3) The parties agree that in the interest of public safety the improvements as set forth in Section 2 of the Stipulated Agreement, appended hereto should be performed;
- (4) The cost for the proposed improvements should be divided among the parties and the Grade Crossing Protection Fund of the Motor Fuel Tax Law, in accordance with the Law;
- (5) It is fair and reasonable that the Secretary of the Illinois Department of Transportation through Federal Funding/the Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21) funds and the Grade Crossing Protection Fund of the Motor Fuel Tax Law, Piassa Township, Jersey County and Jersey Township and the Kansas City Southern Railway Company be directed to bear their respective portions of the actual cost of the proposed improvements as set forth in Section 5 of the Stipulated Agreement, appended hereto;

IT IS THEREFORE ORDERED that the terms of the Stipulated Agreement executed by the Staff of the Commission, the County, Jersey Township, Piassa Township, the Department, and the Company, on March 19, March 21, March 28, March 29, April 29, and May 6, 2002, respectively, be, and they are hereby accepted and required to be met by the aforesaid parties.

IT IS FURTHER ORDERED that the Company, Jersey Township and Piassa Township be, and they are hereby, required and directed to proceed immediately in performing their work as set forth in Section 2 of the Stipulated Agreement, appended hereto and shall complete its work within one (1) year from the date of this Order.

IT IS FURTHER ORDERED that the cost of making the improvements herein required shall be divided among the parties and the Grade Crossing Protection Fund of the Motor Fuel Tax Law, as set forth in Section 5 of the Stipulated Agreement, appended hereto.

IT IS FURTHER ORDERED that all bills for expenditures for work specified in Section 2(d)(iii) authorized to be reimbursed from the Grade Crossing Protection Fund shall be submitted to the Illinois Department of Transportation, District Eight, Bureau of

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Local Roads and Streets, 1102 Eastport Plaza, Collinsville, IL 62234. All other bills for expenditures authorized for reimbursement from the Grade Crossing Protection Fund shall be submitted to Mr. Henry Cronister, Illinois Department of Transportation, Central Bureau of Local Roads and Streets, 2300 South Dirksen Parkway, Springfield, Illinois 62674. The DEPARTMENT shall submit a copy of all bills to the Director of Processing and Information, Transportation Division of the COMMISSION. The final bill for expenditures from each party shall be clearly marked "Final Bill". In addition, authorization for reimbursement from the Grade Crossing Protection Fund for this project shall expire, and the Department shall de-obligate all remaining Grade Crossing Protection Fund dollars, twelve (12) months after the completion date specified in this or any Supplemental Order for this project issued by the Commission.

IT IS FURTHER ORDERED that the Company shall within one hundred twenty (120) days from the date of this Order furnish to the Illinois Department of Transportation for its approval two (2) copies of the detailed estimate of cost and two (2) copies of the general layout plans applying to the installation of automatic flashing light signals and gates.

IT IS FURTHER ORDERED that the Illinois Department of Transportation shall, within thirty (30) days of its receipt of the aforesaid detailed cost estimate and general layout plan, furnish to the Commission a statement of its approval or disapproval thereof, this for the information of the Commission when considering the application herein required to be filed in accordance with Form 3 of 92 Ill. Adm. Code 1535.

IT IS FURTHER ORDERED that the Company shall file Form 3 of 92 Ill. Adm. Code 1535 of this Commission showing details of the automatic warning devices herein required and shall receive approval thereof by X-Resolution before commencing the work of installation.

IT IS FURTHER ORDERED that the Kansas City Southern Railway Company and Jersey County shall, within ninety (90) days from the date of this Order, submit to the Director of Processing and Information, of the Commission's Transportation Division, the name, title, mailing address, phone number and facsimile number of the Company and Jersey County employee responsible for management of this project.

IT IS FURTHER ORDERED that the Kansas City Southern Railway Company and Jersey County shall file a written report with the Director of Processing and Information, of the Commission's Transportation Division, within fifteen (15) days of the conclusion of each calendar quarter, stating the status of the billing for Grade Crossing Protection Fund reimbursement for their portion of the project and the percentage of completion of their portion of the project; if any portion of the project is behind schedule, the report must include a brief explanation of the reason(s) for the delay.

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IT IS FURTHER ORDERED that the COMPANY shall submit to the Director of Processing and Information, Transportation Division of the Commission within five (5) days of the completion of the work herein required, a National Inventory Update Report Form as a notice of said completion.

IT IS FURTHER ORDERED that the Kansas City Southern Railway Company and Jersey County be, and it is hereby required and directed to submit a written notice, to the Director of Processing and Information, Transportation Division of the Commission, of the date the work herein required of it has been completed. Said notice shall be submitted within five (5) days after said completion date.

IT IS FURTHER ORDERED that, subject to Section 18c-2201 and 18c-2206 of the Law, this is a final decision subject to the Administrative Review Law.

By Order of the Commission this 24<sup>th</sup> day of July, 2002.



Chairman

JUDGE
SECTION CHIEF <i>mes</i>
<i>[Signature]</i> ORDERS SUPERVISOR



**ORIGINAL**

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION  
STIPULATED AGREEMENT NO. 988

T02-0054

This agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission, hereinafter referred to as "COMMISSION", the Kansas City Southern Railway Company, hereinafter referred to as "COMPANY", Jersey Township, Piase Township, and the State of Illinois, Department of Transportation, hereinafter referred to as the "DEPARTMENT".

**WITNESSETH:**

WHEREAS, it has come to the attention of the Commission through informal correspondence that inquiry should be made into the matter of improving public safety at the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piase Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively; and

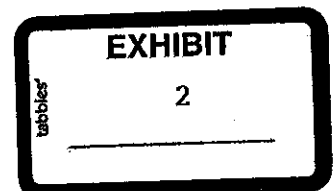
WHEREAS, proper investigation has been made of the circumstances surrounding the aforesaid crossings by a diagnostic team including a staff member of the Commission's Transportation Division, Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersections, train movements, vehicular traffic volume, and sight distances and all other pertinent data relating to the crossings have been obtained and shown on Exhibits A-1 through A-4, attached to the Agreement; and

WHEREAS, the parties are mutually agreeable to accomplish the proposed improvements upon a determination of Commission by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the Commission enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the statewide traveling public the Grade Crossing Protection Fund of the Motor Fuel Tax Law be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

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Section 1 All improvements encompassed by this Agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and orders and procedures in general.

Section 2 The parties are of the opinion that the proper improvements in the interest of public safety at the aforesaid crossing should be:

- (a) North Ingham Lane –
  - (i) The installation of automatic flashing light signals and gates (AFLS&G) controlled by constant warning time circuitry.
  - (ii) Improvement of the crossing approaches to meet the requirements of 92 Illinois Administrative Code, Part 1535.204.
- (b) Stage Coach Road (South) –
  - (i) The installation of AFLS&G controlled by constant warning time circuitry.
  - (ii) Improvement of the crossing approaches to meet the requirements of 92 Illinois Administrative Code, Part 1535.204.
  - (iii) The installation of a new thirty-two (32) foot wide (minimum), timber, crossing surface.
- (c) Stage Coach Road (North) –
  - (i) The installation of AFLS&G controlled by constant warning time circuitry.
  - (ii) Improvement of the crossing approaches to meet the requirements of 92 Illinois Administrative Code, Part 1535.204.
  - (iii) The installation of a new thirty-three (33) foot wide (minimum), timber, crossing surface.
- (d) Sunderland Road –
  - (i) The installation of AFLS&G controlled by constant warning time circuitry.
  - (ii) The installation of a new twenty-four (24) foot wide (minimum), timber, crossing surface.
  - (iii) Improvement of the crossing approaches to meet the requirements of 92 Illinois Administrative Code, Part 1535.204.

Section 3 The Rail Safety Section of the Commission's Transportation Division has prepared preliminary estimates of cost to accomplish the proposed warning device improvements and crossing surface improvements (attached as Exhibits B-1 through B-4). The Company shall upon Order, according to the requirements contained therein, prepare detailed drawings, detailed circuit plans, estimates of cost and any required specifications for the proposed warning device improvements and crossing surface improvements for the approval of the Commission and the Department.

The County shall upon Order, according to the requirements contained therein, prepare detailed drawings, estimates of cost and any required specifications for the proposed approach improvements for the approval of the Commission and the Department.

Section 4 The Company, Jersey Township and Piasa Township shall upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the submission of plans should be 60 days and for the completion of the proposed improvements should be twelve (12) months, from the date of Commission Order subsequent to this Agreement.

Section 5 The parties hereto agree that an equitable division of cost for the proposed improvements should be:

- (a) North Ingham Lane –
  - (i) The cost for the improvements listed in Section 2(a)(i), estimated to be \$175,130, shall be allocated 100% of the actual cost (not to exceed \$175,130) to the Department. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
  - (ii) The cost to improve the crossing approaches shall be borne 100% by Piasa Township.
- (b) Stage Coach Road (South) –
  - (i) The cost for the improvements listed in Section 2(b)(i), estimated to be \$175,130, shall be allocated 30% of the actual cost (not to exceed \$52,540) to the Grade Crossing Protection Fund, and 70% of the actual cost (not to exceed \$122,590) to the Department. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
  - (ii) The cost to improve the crossing approaches shall be borne 100% by Piasa Township.
  - (iii) The cost for the improvements listed in Section 2(b)(iii), estimated to be \$38,400, shall be allocated 30% of the actual cost (not to exceed \$11,520) to the Grade Crossing Protection Fund, and 70% of the actual cost (not to exceed \$26,880) to the Department. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
- (c) Stage Coach Road (North) –
  - (i) The cost for the improvements listed in Section 2(c)(i), estimated to be \$232,227, shall be allocated 30% of the actual cost (not to exceed \$69,670) to the Grade Crossing Protection Fund, and 70% of the actual cost (not to exceed \$162,560) to the Department. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
  - (ii) The cost to improve the crossing approaches shall be borne by Piasa Township.
  - (iii) The cost for the improvements listed in Section 2(c)(iii), estimated to be \$39,600, shall be allocated 30% of the actual cost (not to exceed \$11,880) to the Grade Crossing Protection Fund, and 70% of the actual cost (not to exceed \$27,720) to the Department. Any

additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.

(d) Sunderland Road -

- (i) The cost for the improvements listed in Section 2(d)(i), estimated to be \$178,430, shall be allocated 30% of the actual cost (not to exceed \$53,530) to the Grade Crossing Protection Fund, and 70% of the actual cost (not to exceed \$124,900) to the Department. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
- (ii) The cost for the improvements listed in Section 2(d)(ii), estimated to be \$30,000, shall be allocated 90% of the actual cost (not to exceed \$27,000) to the Department, and 10% of the actual cost (not to exceed \$3,000) to the County. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Company.
- (iii) The cost for the improvements listed in Section 2(d)(iii), estimated to be \$25,000, shall be allocated 100% of the actual cost (not to exceed \$25,000) to the Grade Crossing Protection Fund. Any additional costs, as well as the cost of future maintenance and operations, shall be borne by the Jersey Township.

Section 6 Jersey County and Plasa Township are financially able and willing to bear an equitable portion of the cost for the proposed improvements as may be assigned by the Order and indicates this intent by Resolution attached as Exhibits C-1 and C-2.

Section 7 Special Provisions: Since federal funding is being utilized for the warning device improvements at the subject crossings, all such work shall be covered by appropriate provisions of Title 23, Chapter I, Subchapter G, Part 646 of the Federal-Aid Policy Guide adopted Dec. 9, 1991.

Since railroad crews will perform the warning device improvement at the subject crossings, no flagging or contractor liability insurance will be required for said work.

The Company, Plasa Township and Jersey Township shall each, at six (6) month intervals from the date of Commission Order subsequent to this Agreement, submit to the Director of Processing and Information, Transportation Division of the Commission, written reports stating the progress each has made toward completion of the work herein required. Each progress report shall include the Commission Order number, the Order date, the project completion date as noted in the Order, crossing information (inventory number and railroad milepost), type of improvement, and the name, title, mailing address, phone number and facsimile number of Company, Township or County employee responsible for management of the project.

All bills for expenditures, authorized for reimbursement from the Grade Crossing Protection Fund, shall be submitted to Mr. Henry Cronister, Illinois Department of Transportation, Central Bureau of Local Roads and Streets, 2300 South Dirksen Parkway, Springfield, Illinois 62764. The Department shall send a copy of all bills to the Director of

Processing and Information, Transportation Division of the Commission. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted no later than twenty-four (24) months from the date of Commission Order subsequent to this Agreement. The Department shall, at the end of the 24<sup>th</sup> month from the Commission Order date, de-obligate all residual funds accountable for installation cost for this project.

**Section 8** This Agreement shall be binding upon the parties hereto, their successors or assigns. Upon execution of this Agreement by all parties, the Commission shall enter an appropriate order, within 60 days accepting or rejecting such stipulation according to the provisions contained herein.

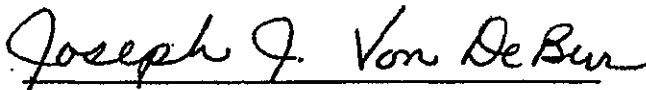
In Witness Whereof, the parties have caused this Agreement to be executed by their duly authorized officers, as of the dates indicated herein.

Executed by the Commission this 19<sup>th</sup> day of March, 2002.



Michael E. Stead  
Rail Safety Program Administrator

Attest:



Joseph J. VonDeBur  
Railroad Safety Specialist

Illinois Commerce Commission Stipulated Agreement No. 988 concerning improvements the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piasa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

Executed by Jersey County this 21<sup>st</sup> day of March 2002.

JERSEY COUNTY

By: David R. Callier

Attest:

Linda J. Prochett  
DM

Illinois Commerce Commission Stipulated Agreement No. 988 concerning improvements the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piasa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

Executed by Jersey Township this 28<sup>th</sup> day of MARCH 2002.

JERSEY TOWNSHIP

By:

Larry L. Davis

Attest:

Marcella A. Kuchner

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Illinois Commerce Commission  
RAIL SAFETY SECTION

Illinois Commerce Commission Stipulated Agreement No. 988 concerning improvements the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piassa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

Executed by Piassa Township this 29 day of March 2002.

PIASSA TOWNSHIP

By: Jack E. Downs Commr.

Attest:

Leon Schetter Supervisor

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Illinois Commerce Commission  
RAIL SAFETY SECTION



Illinois Commerce Commission Stipulated Agreement No. 988 concerning improvements the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piasa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

Executed by the Department this 29<sup>th</sup> day of April 2002.

STATE OF ILLINOIS  
DEPARTMENT OF TRANSPORTATION

By: James R. Costello  
Director of Highways

Illinois Commerce Commission Stipulated Agreement No. 988 concerning improvements the crossings of the Company's tracks with a public highways known as North Ingham Lane/TR185, Stage Coach Road (South)/TR154, Stage Coach Road (North)/TR154 located near Jerseyville, Piasa Township, and Sunderland Road/TR99 located near Jerseyville, Jersey Township, all in Jersey County, Illinois, designated as crossings AAR/DOT 294 537Y, milepost 32.40-AG, AAR/DOT 294 539M, milepost 33.02-AG, AAR/DOT 294 541N, milepost 34.91-AG and AAR/DOT 294 553H, milepost 32.40-AG, respectively.

Executed by the Company this 6<sup>TH</sup> day of MAY 2002.

KANSAS CITY SOUTHERN  
THE GATEWAY WESTERN RAILWAY  
COMPANY

By: 

Attest:

\_\_\_\_\_

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